

resident's clothes open; I left the theatre afterward; I
lost my night key and thought I had dropped it there;
I hurried back to the theatre, and when I went into the
box my foot knocked against a pistol lying on the floor; I
picked it up and cried out, "I have found the pistol!"
The person then told me to give it to the police; but
there was a gentleman who said he represented the Ame-

WASHINGTON, May 16, 1865.

TESTIMONY OF LIEUTENANT ALEXANDER LOVETT.
EXAMINED BY JUDGE HOLT.
Q. Will you state whether or not, after the assassination of the President, you and others were engaged in the pursuit of the murderer? **A.** Yes.
Q. What route did you take? **A.** The route by Savannah.
Q. State whether or not in pursuing that route you came to the house of the prisoner, Dr. Samuel Mudd?
A. I did; and recognize him as one of the prisoners at the bar.

Q. Did you stop there and make any inquiries? A. I stopped there and made inquiries of his wife first; he was out.

Q. State what questions were addressed to him by you and the other members of your party, and what was said?

We first asked him whether there had been any strangers his house; he said there had; at first he did not seem care about giving us any satisfaction; then he went on and stated that on Saturday morning, at daybreak, two men came to his place; on coming to the door he and his other sat on his horse, then he went down and opened the door, when the other man got off his horse and came into the house; that one of them had a broken leg, and that he had set the leg; I asked him who the man was; he said he did not know; he was a stranger to him; he said they were both strangers; I asked him what kind a looking man the other was; he said he was a young man about twenty years of age, and of a dark color. How long did he or they remain there? We

Q. You stated that Dr. Mudd said they were there a short time; do you mean they went away in the course of the morning? A. That is what I understood then.

Q. On what day was this? A. On Tuesday, the 18th.

Q. Did he say to you whether at that time or before he had heard anything in regard to the assassination of a President? A. He said he had heard it on Sunday, at church.

Q. What distance is his house from Washington? A. My way of Bryans town it is about thirty miles, I suppose.

Q. Is it one of the highways of the country? A. It is

Q The public road running from Bryntown about a quarter of a mile.

A Yes, sir. I had a considerable conversation with him in regard to the assassination of the President? A. We did not talk much about that; I was making inquiries more about these men than anything else.

Q How long were you in this house? A. Probably an hour.

Q Did he continue until the last to make the same representations that these men were entire strangers to him? A. Yes, sir; that he knew nothing of them; he said one of them called for a razor, strap and water, and have his mustache off; I asked him if he had any other shave; he replied, "Yes; a long pair of whiskers."

Q. Did he state that Booth had left there that morning on horseback. A. He said one of them went away on crutches, and that he showed them a way across the swamp.

Q. Did he state what the injured man had done with his horse? A. He said the other one led his horse, and that he had a pair of crutches made for him; I was entirely satisfied that these parties were Booth and Harriet.

Q. Did you arrive at that conclusion from the description given of them? A. Yes.

Q. Did he state to you the reason those men had gone into the swamp? A. He said they were going to Allen's trough.

Q. Did he state for what purpose this man had shown

Q. Now, you said that you were surprised that he was not with his mistress? A. Yes, sir.

Q. No, because the other men along with him made the remark that it looked suspicious, and Mr. Mudd then said it looked suspicious.

Q. Will you state whether you had a subsequent interview with Mr. Mudd? A. Yes, sir.

Q. How long after the first one? A. At the first interview I had my mind was made up to arrest him when he proper time came; the second interview occurred on Friday, the 21st; I went there for the purpose of arresting him.

Q. State what he then said in regard to these men. A. When he found that we were going to search the house he said something to his wife, and then brought

down a boot and showed it to me; he said he had to cut it off in order to set the man's leg; I turned the boot down and saw some writing on the inside—'J. Wilkes';²¹ he called his attention to it; he said he had not taken notice of that before. [A large carved boot, slit down the leg, was brought in, and passed around, and examined by the members of the court. On the inside, near the top of the leg, under the name of the maker, were the words "J. Wilkes" written plainly in ink.]

Q. Did he at that time insist that they were strangers to him? A. Yes.

Q. Did he acknowledge at any subsequent period that he knew Booth? A. Yes; he said subsequently that he

Q. When was that? A. That was on Friday; the same day. Q. When was the remark that his wife had told him she saw the whistleblakers at one time become disconnected from the man's face. A. But he had stated to you distinctly before that he did not know this man? A. Yes, sir. Q. Did he or not at any subsequent conversation state that he had known this man Booth? A. After I had arrested him, and we had got on our horses and were going out, some of the men gave him Booth's photograph, and I held it up to him and asked him if it did not look like him. He said it was not like Booth; that it looked as different as him from the man; after that he said he had

an introduction to Booth last night; he said a man of the name of Johnson gave him an introduction to him.

Q. Did he state where he met Booth? A. No; he being questioned by one of the other men he said he had a ride with him in the country, looking up some land, and when he bought a horse.

Q. Did he state the time? A. It was last fall, I believe he said.

Q. Did he give you any description of the horse he bought? A. He said he wanted a good road horse.

CHIEF-EXAMINED BY MR. SWIN.

Q. You say that Dr. Mudd gave you a description of these two persons? A. Yes, sir; he gave a partial de-

Q. Did you tell him about your tracking Booth from Washington? A. I do not think up to that time I had mentioned Booth's name at all.

Q. Where was Dr. Mudd when you called at his house the second time? A. He was out some place, and his wife was with him; and I went in and met him.

Q. Did you not say to him that you wanted the razor with which the man was stabbed at his house shared

Q. Did not Dr. Mudd then tell you that since you were there before the boot had been found in the room? A. Not until after we were in the house some time.

Q. He then volunteered the statement? A. Yes; he said something to his wife, and she went up stairs and saw the man.

Q. But did he not make the statement voluntarily? A. He did after one of the men told him we would have to search the house.

Q. Are you sure he did not make the statement until after that was said? A. I am.

Q. He said that he had shown these men a way across the swamp, in the rear of his house, I believe? Is there a swamp immediately in the rear of his house? A. There is one about a thousand yards below his house.

Q. What else did he say in describing these men? A. I asked him if the water was of these men's spoken word. He said that he did not believe it. He said that he did not know; it appeared afterwards that Booth had gone up stairs, but the doctor did not tell me of that.

Q. He did not say where Booth had been? A. No; he told me that he had been on the sofa.

Q. When you asked the Doctor how long these two men had stayed he said they did not stay long? A. At our

Q. Did he say anything about having been paid for setting the leg? A. I did not ask him about that; he

Q. He spoke of that in connection with the fact of their paying money? A. Yes, sir.

Major O'Beirne Not Imprisoned.
WASHINGTON, May 18, 1885.

There is not a word of truth in the paragraph going the rounds of the newspapers, that Major O'Beirne, to whom was entrusted a prominent part in the search for Booth and his accomplices, had been imprisoned, by order of

the War Department, for furnishing contraband intelligence to the press. The whole statement is false and malicious.

Appearance of the Prisoners Payne and Atzerott.

[From the Washington Star, May 15.]

Atzerott and Payne seemed the most unconcerned of the prisoners. Atzerott advanced to the bar in front of the raised seats, and, leaning his elbow on the rail, conversed at length with his counsel, Mr. Wm. E. Dexter. Payne directed a cool, impudent stare by turns upon

every person in the room. His bold eye, prominent under a bold and athletic nose, gave him the appearance of a soldier. He was a man of an unobtainable planning, a deed of cunning. When he inquired advanced to the bar to converse with his counsel he rested his manacled wrists on the rail, and stooping over in a b'hojash style, his coal-black hair fell over his eyes in masses, adding to the savage desperation of his look. He scowled as he talked, and once or twice a grim smile appeared about his mouth, but seemed to find no judgment about the fierce eye. He seems to find no judgment as to dress as possible, and to day appeared in nothing but a ragged, shabby, old, worn, and rotten undershirt, and a pair of the same color and material stockings and

Shoes. On Saturday he wore a steel-mixed outer-shirt, or gray, with collar, but—as on to-day—with no coat or vest. As he sat with his head defiantly thrown back against the wall, his tall form towered preponderantly above those of his fellow prisoners on the bench. In fact, the others are all small men. The tallest is the shortest of the lot, and has the measure of a face, but the thick set, and of a size about the shoulders indicating great physical strength. He is dressed in a coarse suit of gray. O'Laughlin and Spangler appear much depressed, and the former, especially, looks pale and haggard. The full forehead and rather reflective cast of face of Dr. Wedd seemed much out of place among the

low type of countenance of his fellows. Harold looks
dirty in face and dress, and with hair apparently un-
combed since the commencement of the trial, and is not
at all prepossessing.